

**STATE OF MICHIGAN**  
**COURT OF APPEALS**

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PEOPLE OF THE STATE OF MICHIGAN,

Plaintiff-Appellee,

v

CHARLES LEE WIDEMAN,

Defendant-Appellant.

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UNPUBLISHED  
February 23, 2006

No. 257143  
Wayne Circuit Court  
LC No. 04-004108

Before: Whitbeck, C.J., and Saad and O’Connell, JJ.

O’CONNELL, J. (*concurring in part and dissenting in part*).

I concur with parts I, II, III, and IV of the majority’s well-reasoned opinion. For the reasons stated in my dissent in *People v Johnigan*, 265 Mich App 463; 696 NW2d 724 (2005), I respectfully dissent as to part V of the majority opinion.<sup>1</sup>

I would affirm the lower court decision.

/s/ Peter D. O’Connell

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<sup>1</sup> Judge O’Connell would also note that he continues to disagree with the appellate erosion of statutorily conferred discretion to impose life sentences on violent career criminals. See *People v Johnigan*, 265 Mich App 463, 479; 696 NW2d 724 (2005) (O’Connell, J. dissenting).